

## **CLASSIFICATION OFFICE DECISION**

**Title of publication:** 000a (2).jpg

**Other known title(s):** Not stated

**OFLC ref:** 1001900.000

**Medium:** Computer Image File

**Publisher:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** Commissioner of Police

<b>Classification:</b>	Objectionable.
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**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 16 February 2011

**Date of direction to issue a label:** No direction to issue a label has been issued

**Summary of reasons for decision:**

The computer image file is deemed objectionable under s3(2) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act) because it promotes and supports the exploitation of young persons for sexual purposes. The image explicitly depicts a young person engaging in a sexual activity. Focusing on his nudity and the activity, the image is likely to encourage a sexual interest in young persons, and strengthens the idea that they may be used for sexual gratification. The effect is to encourage the sexual exploitation of young persons.

The Classification Office has considered the effects of the New Zealand Bill of Rights Act 1990 on the application of the classification criteria. The classification of this publication interferes with freedom of expression, but this is an outcome that is consistent with Parliament's intention that publications falling under s3(2) of the FVPC Act are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to limit the availability of publications that promote and support the exploitation of children and young persons for sexual purposes.